

FORM PTO-1390 MODIFIED	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 4062-158
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US): CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 10/522989
INTERNATIONAL APPLICATION NO. PCT/IN2003/000262	INTERNATIONAL FILING DATE 1 August 2003	PRIORITY DATE CLAIMED 5 August 2002

TITLE OF INVENTION

NOVEL DOSAGE FORM

APPLICANT(S) FOR DO/EO/US

VAYA et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The U.S. has been elected (Article 31).
5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☒ is attached hereto (55 pages specification, claims & abstract (74 claims), 10 sheets drawings).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(3))
 - a. ☐ is attached hereto (pages specification, claims & abstract (claims), sheets drawings, page Certificate of Translation).
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has **NOT** expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9.
 - a. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
 - b. ☒ Declaration was submitted to the International Bureau during International Phase (see copies of Declaration (1 page), Form PCT/RO/101 (PCT Request Form) and first page of printed publication are attached).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 To 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
13.
 - a. ☒ A **FIRST** preliminary amendment.
 - b. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ An Application Data Sheet under 37 C.F.R. § 1.76.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information. Notification of the Recording of a Change dated March 31, 2004; International Preliminary Examination Report

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.51) unknown				INTERNATIONAL APPLICATION NO. PCT/IN2003/000262				ATTORNEY'S DOCKET NUMBER 4062-158			
21. <input checked="" type="checkbox"/> The following fees are submitted:											
BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5):											
<input checked="" type="checkbox"/> a) Basic national fee								\$	300.00		
<input checked="" type="checkbox"/> b) Examination Fee								\$	200.00		
<input checked="" type="checkbox"/> c) Search Fee								\$	500.00		
TOTAL OF ABOVE CALCULATIONS								\$	1000.00		
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.											
Total Sheets		Extra Sheets		Number of each additional 50 or fraction thereof (round up to a whole number)		RATE					
65 -100		0 /50 =		0.00		\$0.00 (1681)		\$			
						\$0.00 (2681)					
Surcharge of \$130.00 (1617)/\$65.00 (2617) for furnishing the oath or declaration later than <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e).								\$			
CLAIMS		NUMBER FILED		# EXTRA		RATE					
Total Claims		74 minus 20 =		54 X		\$50.00 (1615)/		\$25.00 (2615)		\$ 2,700.00	
Independent Claims		3 minus 3 =		0 X		\$200.00 (1614)		\$100.00 (2614)		\$	
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)						\$360.00 (1616)/\$180.00 (2616)		\$		0.00	
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s): One Month Extension \$120.00 (1251)/\$60.00 (2251); Two Month Extensions \$450.00 (1252)/\$225.00 (2252); Three Month Extensions \$1020.00 (1253)/\$510.00 (2253); Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)								\$	0.00		
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.											
Processing fee of \$130.00 (1618), for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f).								+		0.00	
TOTAL NATIONAL FEE =								\$	3700.00		
Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 (8021) per property								+		0.00	
Fee for Petition to Revive Unintentionally Abandoned Application; \$1500.00 (1453) / \$750.00 (2453)								\$	0.00		
TOTAL FEES ENCLOSED =								\$	3700.00		
								Amount to be:			
								refunded		\$	
								Charged		\$	
<p>a. <input type="checkbox"/> A check in the amount of \$3700.00 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. 14-1140 in the amount of \$_____ to cover the above fees. A duplicate copy of this form is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed.</p> <p>d. <input checked="" type="checkbox"/> CREDIT CARD PAYMENT FORM ATTACHED.</p> <p>e. <input checked="" type="checkbox"/> The entire content of International Application No. PCT/IN2003/000262 and any U.S. and foreign application(s) corresponding thereto, and IN 697/MUM/2002, IN 699/MUM/2002, 80/MUM/2003, and 82/MUM/2003, referred to in this application is/are hereby incorporated by reference in this application.</p> <p>NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b) must be filed and granted to restore the application to pending status.</p> <p>CORRESPONDENCE ADDRESS</p> <p>Direct all correspondence to:</p> <p><input checked="" type="checkbox"/> Customer Number: 23117</p> <p style="text-align: center; font-size: small;">Type Customer Number here</p> <p>Telephone: (703) 816-4000</p> <p>LSN:alb</p> <div style="text-align: right; margin-top: 20px;"> <div style="border-top: 1px solid black; width: 150px; margin: 0 auto;"></div> <div style="display: flex; justify-content: space-between; width: 150px; margin: 0 auto;"> Larry S. Nixon NAME </div> <div style="display: flex; justify-content: space-between; width: 150px; margin: 0 auto;"> 25,640 February 2, 2005 </div> <div style="display: flex; justify-content: space-between; width: 150px; margin: 0 auto;"> REGISTRATION NUMBER Date </div> </div>											